

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

CREIGHTON TAKATA, individually and on
behalf of all others similarly situated,

Plaintiff,

v.

Case No. 3:18-cv-02293 (FLW) (ZNQ)

RIOT BLOCKCHAIN, INC. f/k/a BIOPTIX,
INC., JOHN O’ROURKE, JEFFREY
MCGONEGAL, BARRY HONIG,
CATHERINE DEFRANCESCO, MICHAEL
BEEGHLEY, JOHN STETSON, MARK
GROSSMAN, ANDREW KAPLAN,
MIKE DAI, JASON LES and ERIC SO,

Defendants.

**NOTICE OF JOINDER IN DEFENDANT HONIG’S
OPPOSITION TO PLAINTIFF’S MOTION FOR LEAVE TO FILE
A PROPOSED CONSOLIDATED SECOND AMENDED COMPLAINT**

Defendant Catherine DeFrancesco respectfully joins in the relief requested in the June 22, 2020 Memorandum of Law in Support of Defendant Honig’s Opposition to Plaintiff’s Motion for Leave to File a Proposed Consolidated Second Amended Complaint (the “Honig Opposition”) (ECF No. 173).

Defendant Catherine DeFrancesco respectfully requests that the Court grant the relief requested in the Honig Opposition for the reasons stated therein.

Should the Court grant Plaintiff’s motion, Ms. DeFrancesco intends to move to dismiss the Second Amended Complaint on the grounds, *inter alia*, that Plaintiffs have not cured their deficient allegations that Ms. DeFrancesco acted with scienter (to the extent she acted at all).

DATED: June 22, 2020

Respectfully submitted,

By: /s/ Jaclyn M. Palmerson

Jaclyn M. Palmerson (N.J. Bar. No. 209452016)

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CERTIFICATE OF SERVICE

I, Jaclyn M. Palmerson, hereby certify that, on June 22, 2020, I electronically transmitted the foregoing Notice of Joinder via the Court's CM/ECF System to the CM/ECF registrants on record in this matter.

/s/ Jaclyn M. Palmerson
Jaclyn M. Palmerson